

Express Mail Label No.: EV 869861770US  
 Date of Deposit: November 28, 2006

Attorney Docket No.: 28069-625-NATL



01N THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS :	Rudi Mueller-Walz	Int. Serial No.:	PCT/IB04/003804
SERIAL NUMBER :	10/575,656	EXAMINER :	Not Yet Assigned
INT. FILING DATE	November 11, 2004	ART UNIT :	Not Yet Assigned
:			
FOR :	DRY POWDER FORMULATIONS		

**MAIL STOP Missing Parts**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**TRANSMITTAL**

Transmitted herewith for filing in the present application are the following documents:

1. Copy of Notification of Missing Requirements under 35 U.S.C. 371 (2 pages);
2. Response to Notification of Missing Requirements (1 page);
3. Check No. 23392 in the amount of \$130.00 to cover surcharge;
4. Combined Declaration and Power of Attorney (3 pages);
5. Return Postcard.

Although Applicants believe no fees are due with this submission, the Commissioner is authorized to charge any deficiencies to Deposit Account No. 50-0311 (Reference No. 28069-625 NATL).

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts.

Respectfully submitted,

12/04/2006 LLANDGRA 00000039 10575656

01 FC:1617

130.00 DP

*Naomi S. Biswas*

Ivor R. Elrifi, Reg. No. 39,529  
 Naomi S. Biswas, Reg. No. 38,384  
 Attorneys for Applicants  
 MINTZ, LEVIN  
 Tel: (617) 542-6000  
 Fax: (617) 542-2241  
 Customer No. 30623

Date: November 28, 2006

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**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. §371**

In response to the Notification of Missing Requirements under 35 U.S.C. §371 mailed on October 18, 2006, Applicants submit herein an executed Combined Declaration and Power of Attorney (3 pages), payment of the surcharge of \$130.00 as set forth in 37 C.F.R. §1.492(h) and a copy of the Notification of Missing Requirements. This response is due on or before December 18, 2006.

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 20869-625 NATL.

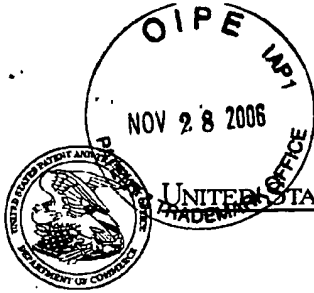
Respectfully submitted,



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Ivor R. Elrifi, Reg. No. 39,529  
Naomi S. Biswas, Reg. No. 38,384  
Attorneys for Applicants  
MINTZ, LEVIN  
Tel: (617) 542-6000  
Fax: (617) 542-2241  
Customer No. 30623

Date: November 28, 2006



11-30-06

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/575,656	FIRST NAMED APPLICANT RUDI MUELLER-WALZ	ATTY. DOCKET NO. 28069-625 NATL
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INTERNATIONAL APPLICATION NO. PCT/IB04/03804
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I.A. FILING DATE 11/11/2004	PRIORITY DATE 11/14/2003
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35437  
MINTZ LEVIN COHN FERRIS GLOVSKY & POPEO  
666 THIRD AVENUE  
NEW YORK, NY 10017

RECEIVED

OCT 23 2006

Mintz Levin - NYC

CONFIRMATION NO. 2553

371 FORMALITIES LETTER



\*OC000000020867589\*

Date Mailed: 10/18/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/14/2006
- Copy of the International Search Report filed on 04/14/2006
- Copy of IPE Report filed on 04/14/2006
- Preliminary Amendments filed on 04/14/2006
- Information Disclosure Statements filed on 04/14/2006
- U.S. Basic National Fees filed on 04/14/2006
- Priority Documents filed on 04/14/2006

	Done By
<input type="checkbox"/> File Folder	<u>  </u>
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5/18/07  
final

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/575,656	PCT/IB04/03804	28069-625 NATL